IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 10295 of 2005

Between:

1. R.Narsing Rao, S/o.late R.Manikyam, aged 55 years, Govt. Employee, R/o. B.40/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659

2. M.Mahmood Hussain, S/o. M.Ahmed Hussain, aged 57years, Govt. Employee, R/o.B.27/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659.

3. T.Surender, S/o. T.Bheemappa, aged 50 years, Govt. Employee, R/o.B.20/F1, Govt. Quarters, Madannapet Colony, Hyderabad-659.

4. M.Narisimloo, S/o.M.Ramulu, Aged 53 years, Govt. Employee, R/o.B.27/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659.

5. L.Chaturvedi, S/o.late Guravaiah, aged 40 years, Govt. Employee, R/o.B.41/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

6. A.Uma Reddy, D/o. late A.Venkata Rami Reddy, aged 30 years, Govt. Employee, R/o. B.41/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

7. T.Sudheer Johnson, S/o. late Alfred, aged 38 years, Govt. Employee, R/o.B.40/F1, Govt. Quarters, Madannapet Colony, Hyderabad-659

8. M.Hidyathulla Baig, S/o. M.Ajij Baig, Aged 35years, Govt. Employee, R/o.B.39/F2, Govt. Quarters, Madannapet Colony, Hyderabad-659

9. Abdul Subur, S/o.Abdul Gaffor, aged 34 years, Govt. Employee, R/o.B.39/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

10. Mohd. Hameed, S/o.Mohd. Mahaboob, Aged 35 years, Govt. Employee, R/o.B.39/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659

11. Syed. Sham Shuddin, S/o.late Syed. Ghouse Mohiuddin, Aged 46 years, Govt. Employee, R/o.B.41/F2, Govt. Quarters, Madannapet Colony, Hyderabad-659

12. P.Srisailam, S/o.P.Balappa, Aged 57 years, Govt. Employee, R/o.B.41/F1, Govt. Quarters, Madannapet Colony, Hyderabad-659

13. V.Aruna, W/o.R.Padma Reddy, Aged 40 years, Govt. Employee, R/o.B.35/F4,

Govt. Quarters, Madannapet Colony, Hyderabad-659

14. Thota Jaya Prakash, S/o. Thota Gopala Krishna, Aged 50 years, Govt. Employee, R/o.B.13/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

15. A.V.Ramesh, S/o.A.V.Rama Mohan Rao, Aged 25 years, Govt. Employee, R/o. B.10/F2, Govt. Quarters, Madannapet Colony, Hyderabad-659

16. M.Srinivas, S/o. late M.Venkataiah, Aged 36 years, Govt. Employee, R/o. B.10/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

17. Mohd. Saleemulla Khan, S/o. Md.Kareemulla Khan, Aged 56 years, Govt. Employee, R/o. B.10/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

18. S.Beejani Begum, W/o. Md.Rafiuddin, Aged 46 years, Govt. Employee, R/o. B.10/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659

19. Kum.D.Jyothi, D/o. D.Rama Rao, Aged 44 years, Govt. Employee, R/o. B.17/F1, Govt. Quarters, Madannapet Colony, Hyderabad-659

20. Shaik Shafee, S/o. Shaik. Mohd. Iqbal, Aged 33 years, Govt. Employee, R/o. B.33/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

21. Mrs.Naseem Unnisa, W/o. Syed Basheeruddin, Aged 32 years, Govt.Employee, R/o.B.40/F2, Govt. Quarters, Madannapet Colony, Hyderabad-659

22. N.Pandu, S/o.Late N.Sathiah, aged 50 years, Govt. Employee, R/o. B.9/F2, Govt. Quarters, Madannapet Colony, Hyderabad-659

23. S.Narender, S/o. Sri S.Nagabhushanam, Aged 43 years, Govt Employee, R/o. B.33/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659

24. Abdul Raheem, S/o. Abdul Hameed, Aged 35 years, Govt. Employee, R/o.B.33/F4, Govt. Quarters, Madannapet Colony, Hyderabad-659

25. Najeeb Anwar, S/o. Late Syed. Mohinddin, Aged 46 years, Govt. Employee, R/o. B.27/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659

26. A.Krishna, S/o. Mangya, Aged 42 years, Govt. Employee, R/o. B.27/F3, Govt. Quarters, Madannapet Colony, Hyderabad-659.

27. B.Ambedkar, S/o. Venkata Ratnam, aged 36 years, Govt. Employee, R/o. B-8, “B”-Blocks, Govt. Quarters, Madannapet Colony, Hyderabad-659

..... PETITIONERS

AND

1. Government of Andhra Pradesh, Rep. By its Principal Secretary, Department of Transport, Road and Buildings, Secretariat, Hyderabad.

2. The Estate Officer, O/o. The Superintendent Engineer (R&B), Head quarter Circle, Besides Meera Talkies, Lakdikapul, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate writ, order or direction, declaring the action of the respondents in not alienating the respective quarters in occupation of the petitioners in favour of them by considering their representation dated 11.02.2005 as illegal, arbitrary, unjust and against to the principles of natural justice and consequently direct the respondents to alienate the Government Quarters in occupation of the petitioners in their favour as was done in similarly situated cases.

Counsel for the Petitioners: MR.B.DEVANAND

Counsel for the Respondents: GP FOR TRANSPORT

The Court at the admission stage made the following :

ORDER:

The petitioner is seeking innocuous relief for considering his case on par with others with a direction to the respondents to alienate the Government quarters in occupation of the petitioner in his favour.

Without entering into the merits of the case, it is for the respondents to take appropriate decision in accordance with the Government Orders, which are in force. Therefore, it would be appropriate to direct the respondents to consider the representation of the petitioner dated 11.02.2005 in accordance with the Government Orders in force, within a period of three weeks from the date of receipt of a copy of this order.

With the above observation, the writ petition is disposed of. There shall be no order as to costs.

28.04.2005

Jsu

To

1.The Principal Secretary, Government of Andhra Pradesh, Department of Transport, Road and Buildings, Secretariat, Hyderabad.

2. The Estate Officer, O/o. The Superintendent Engineer (R&B), Head quarter Circle, Besides Meera Talkies, Lakdikapul, Hyderabad.

3 2CCs to the G.P. for Transport, High Court Buildings, Hyderabad. (OUT)

4 2 CD copies